

IC 33-33-79**Chapter 79. Tippecanoe County****IC 33-33-79-1****Application**

Sec. 1. IC 33-29-1 does not apply to this chapter.

As added by P.L.98-2004, SEC.12.

IC 33-33-79-2**Judicial circuit**

Sec. 2. Tippecanoe County constitutes the twenty-third judicial circuit.

As added by P.L.98-2004, SEC.12.

IC 33-33-79-3**Establishment of superior court; election of judge**

Sec. 3. (a) There is established a court of record to be known as the superior court of Tippecanoe County.

(b) The superior court has one (1) judge, who shall hold office for six (6) years, beginning on the first day of January after the judge's election, and until the judge's successor is elected and qualified. The judge shall be elected every six (6) years at the general election.

As added by P.L.98-2004, SEC.12.

IC 33-33-79-4**Seal**

Sec. 4. The judge of the superior court shall cause to be provided a seal for the court. The seal must contain on its face the words "Superior Court of Tippecanoe County". A description and impression of the seal shall be spread upon the order book of the court.

As added by P.L.98-2004, SEC.12.

IC 33-33-79-5**Location of court sessions**

Sec. 5. The superior court shall hold its sessions at the Tippecanoe County courthouse or at any other convenient place as the board of county commissioners or the judge of the court may provide in Lafayette.

As added by P.L.98-2004, SEC.12.

IC 33-33-79-6**Jurisdiction**

Sec. 6. The superior court has the same original and appellate jurisdiction possessed by the Tippecanoe circuit court in civil and criminal cases, but not in matters of probate or juvenile jurisdiction.

As added by P.L.98-2004, SEC.12.

IC 33-33-79-7**Process of court**

Sec. 7. The process of the superior court must have the seal affixed, and be attested, directed, served, returned, and in the form as is provided for process issuing from the circuit court.
As added by P.L.98-2004, SEC.12.

IC 33-33-79-8

Court of record; force and effect of judgments and orders

Sec. 8. The superior court is a court of record and of general jurisdiction, and its judgments, decrees, orders, and proceedings have the same force and effect as those of the circuit court and shall be enforced in the same manner.
As added by P.L.98-2004, SEC.12.

IC 33-33-79-9

Power of court or judge

Sec. 9. The superior court may:

- (1) issue and direct all process to courts of inferior jurisdiction, corporations, and individuals necessary in exercising the court's jurisdiction and for the regular execution of the law;
- (2) make all proper judgments, sentences, decrees, orders, and injunctions;
- (3) issue all process and executions; and
- (4) perform other acts necessary to implement this chapter;

in conformity with the Constitution of the State of Indiana and Indiana law.
As added by P.L.98-2004, SEC.12.

IC 33-33-79-10

Power of judge same as circuit court judge

Sec. 10. The judge of the court may grant restraining orders and injunctions; issue writs of habeas corpus and of mandate and prohibition; appoint receivers, master commissioners, and commissioners to convey real property; grant commissions for the examination of witnesses; and appoint other officers necessary to facilitate and transact the business of said court, conferred on circuit courts or circuit court judges.
As added by P.L.98-2004, SEC.12.

IC 33-33-79-11

Power and authority of judge

Sec. 11. (a) The judge of the court:

- (1) may make and adopt rules and regulations for conducting the business of the court; and
- (2) has the power incident to a court of record in relation to the attendance of witnesses, the punishment of contempts, and the enforcement of its orders.

(b) The judge of the court may:

- (1) administer oaths;
- (2) solemnize marriages;
- (3) take and certify acknowledgments of deeds; and

(4) give all necessary certificates for the authentication of the records and proceedings in the court.

As added by P.L.98-2004, SEC.12.

IC 33-33-79-12

Adverse or pecuniary interest of judge

Sec. 12. If the judge of the court is interested, or in the progress of the cause becomes interested, in an action or a matter pending in the court, the action or matter shall be removed for hearing and determination to the Tippecanoe circuit court.

As added by P.L.98-2004, SEC.12.

IC 33-33-79-13

Affidavit for change of venue

Sec. 13. (a) When an affidavit for a change of venue is filed in the superior court for any of the causes described in IC 34-35-1-1(1), IC 34-35-1-1(2), IC 34-35-1-1(6), or IC 34-35-1-1(7), a judge of the circuit or a superior court shall be called to hear and determine the cause as provided by law for changes of venue in causes pending in the circuit court.

(b) If the causes are alleged in the affidavit and described in IC 34-35-1-1(3), IC 34-35-1-1(4), and IC 34-35-1-1(5), the change of venue shall be granted and the cause directed to the circuit court of some other county, as provided in cases of changes of venue from the circuit court. The court to which the case is sent has jurisdiction to hear and determine the cause and render judgment.

As added by P.L.98-2004, SEC.12.

IC 33-33-79-14

Dockets; books and papers

Sec. 14. The clerk shall, under the direction of the judge, provide for the court, order books, judgment dockets, execution dockets, fee books, and other books as necessary, and all the books, papers, and proceedings of the court shall be kept distinct and separate from those of other courts.

As added by P.L.98-2004, SEC.12.

IC 33-33-79-15

Appeals from superior court

Sec. 15. In a case where, under state law, a person has the right of appeal from the circuit court to the supreme court, an appeal may be had from the superior court.

As added by P.L.98-2004, SEC.12.